

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Craig Michael Smith**

Docket No. **293317**

L.C. No. **05-001684-FC**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.201(B)(3) and 7.216(A)(10), orders:

The delayed application for leave to appeal is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with five copies of a statement of facts explaining the delay in filing the appeal, five copies of the circuit court register of actions, proof of service on the prosecution at the correct mailing address, and a prisoner account statement. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

The motion to waive fees is also DISMISSED.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 09 2009

Date

Sandra Schultz Mengel
Chief Clerk